

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
STATE of NEW YORK, STATE of ILLINOIS, STATE of  
MARYLAND, STATE of WASHINGTON, :

Plaintiffs, :

- against - :

UNITED STATES DEPARTMENT OF HEALTH AND  
HUMAN SERVICES, :

Defendant.  
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: 07-CV-8621 (PAC) (RLE)

**MOTION FOR ADMISSION  
TO PRACTICE, *PRO HAC*  
*VICE***

Pursuant to Rule 1.3 of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, John M. Schwartz, an Assistant Attorney General for the State of New York, and a member in good standing of the bar of this Court, upon my accompanying declaration and the annexed certificates of good standing, hereby move for an Order admitting to practice before the Court *pro hac vice* to represent the State of Washington:

WILLIAM T. STEPHENS  
Assistant Attorney General  
7141 Cleanwater Drive  
P.O. Box 40124  
Olympia, Washington 98504-0124  
Tel: (360) 586-6565  
Fax: (360) 586-6659  
Bills3@atg.wa.gov

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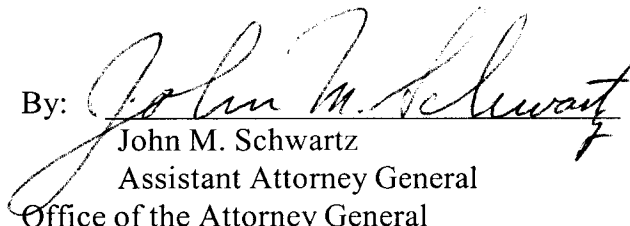
40:07 CV 08621  
MAY 14 2008  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Mr. Stephens is a member in good standing of the Bar of the State of Washington. There are no pending disciplinary proceedings against Mr. Stephens in any State or Federal court.

Dated: New York, New York  
May 14, 2008

ANDREW M. CUOMO  
Attorney General of the State of New York

By:

  
John M. Schwartz  
Assistant Attorney General  
Office of the Attorney General  
120 Broadway, 24th Floor  
New York, New York, 10271  
(212) 416-8559

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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STATE of NEW YORK, STATE of ILLINOIS, STATE of  
MARYLAND, STATE of WASHINGTON, :  
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Plaintiffs, :  
07-CV-8621 (PAC) (RLE)  
- against - :  
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HUMAN SERVICES, :  
:  
Defendant.

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**DECLARATION OF JOHN M. SCHWARTZ IN SUPPORT OF  
MOTION FOR ADMISSION TO PRACTICE, *PRO HAC VICE***

I, John M. Schwartz, declare as follows:

1. I am a member in good standing of the bar of the State of New York, an attorney admitted to practice before the United States District Court for the Southern District of New York, and an Assistant Attorney General for the State of New York. I make this declaration in support of the motion, pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, to admit William T. Stephens to practice before this Court *pro hac vice* to represent the State of Washington in this action.

2. Mr. Stephens is admitted to practice law in the State of Washington by that State's Supreme Court, and is a member in good standing of that Court and all the courts of the State of Washington. He is an Assistant Attorney General in the office of Robert M. McKenna, Attorney General of the State of Washington. I believe Mr. Stephens to be of good character, and am unaware of any reason why this motion should not be granted.

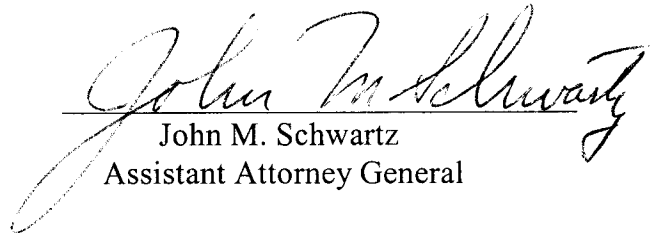
3. As required by Local Rule 1.3(d), I attach as Exhibit A a certificate of good standing for William Thomas Stephens from the Supreme Court of Washington.

4. Together with the filing of these papers, we are delivering to the Clerk of the Court a check for the fee required for admission *pro hac vice* for Mr. Stephens.

5. I respectfully request that our motion for admissions *pro hac vice* be granted.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York  
May 14, 2008

  
John M. Schwartz  
Assistant Attorney General

**IN THE SUPREME COURT OF THE STATE OF WASHINGTON**

IN THE MATTER OF THE ADMISSION  
OF  
WILLIAM THOMAS STEPHENS  
TO PRACTICE IN THE COURTS OF THIS STATE

BAR NO. 24254

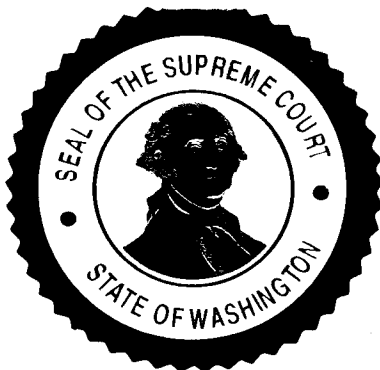
**CERTIFICATE OF GOOD  
STANDING**

I, Ronald R. Carpenter, Clerk of the Supreme Court of the State of Washington, hereby certify

WILLIAM THOMAS STEPHENS

was regularly admitted to practice as an Attorney and Counselor at Law in the Supreme Court and all the Courts of the State of Washington on November 10, 1994, and is now and has continuously since that date been an attorney in good standing, and has a current status of active.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 1<sup>st</sup> day of May, 2008.



Ronald R. Carpenter  
Supreme Court Clerk  
Washington State Supreme Court

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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STATE of NEW YORK, STATE of ILLINOIS, STATE of  
MARYLAND, STATE of WASHINGTON, :  
:  
Plaintiffs, : 07-CV-8621 (PAC) (RLE)  
:  
- against - :  
:  
UNITED STATES DEPARTMENT OF HEALTH AND : **DECLARATION OF**  
HUMAN SERVICES, : **SERVICE**  
:  
Defendant.

----- x  
  
I, John M. Schwartz, declare pursuant to 28 U.S.C. § 1746, that I am employed as an Assistant Attorney General in the offices of Andrew M. Cuomo, Attorney General of the State of New York, attorney for plaintiff State of New York in this action. On May 14, 2008, I served the annexed Motion for Admission to Practice, *Pro Hac Vice*; Declaration of John M. Schwartz in Support of Motion for Admission to Practice, *Pro Hac Vice*; and, [Proposed] Order for Admission to Practice, *Pro Hac Vice* on defendant United States Department of Health and Human Services by mailing true and correct copies to:

Hon. Michael J. Garcia  
United States Attorney  
U.S. Attorney's Office, Southern District of New York  
Civil Division  
86 Chambers Street  
New York, New York 10007

and by e-mailing true and correct copies to:

Karen Konieczny, Esq.  
Assistant Attorney General  
Office of the Illinois Attorney General

160 North LaSalle Street, Suite N1000  
Chicago, Illinois 60601  
[karen.konieczny@illinois.gov](mailto:karen.konieczny@illinois.gov)

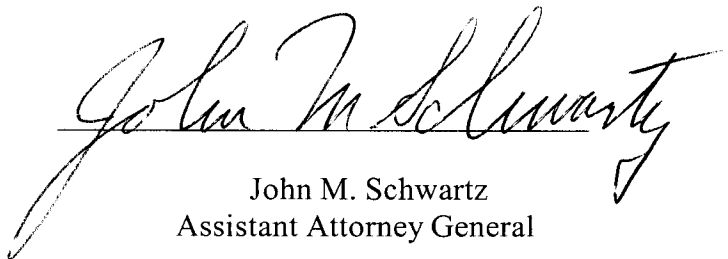
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[lmayorga@dnhmh.state.md.us](mailto:lmayorga@dnhmh.state.md.us)

I declare under penalty of perjury that the foregoing is true and correct.

Dated: May 14, 2008  
New York, New York



John M. Schwartz  
Assistant Attorney General